



09/788,317

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Scott R. Shell, et al.

Docket:

60001.39US01

Serial No.: 09/788,317

Filed: February 16, 2001

Due Date: July 23, 2001

Title: Radio Interface Layer

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL900437303US

Date of Deposit: July 23, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

By: 

Name: M. Todd Mitchem

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed  
May 23, 2001, Applicant encloses herewith:

1. an executed Declaration and Power of Attorney;
2. an executed Assignment and Assignment Recordal Sheet;
3. corrected drawings (Figs. 1-4)
4. Two checks; one in the amount of \$1296 to cover the governmental filing fee and surcharge, and one in the amount of \$40 to cover the Assignment Recordal Fee; and
5. a duplicate copy of the Notice to File Missing Parts of Nonprovisional Application.

The filing fee is calculated as follows:

| Number of Claims<br>Filed    |   | In Excess of: |   | Number<br>Extra |   | Rate  |   | Fee       |
|------------------------------|---|---------------|---|-----------------|---|-------|---|-----------|
| Basic Filing Fee             |   |               |   |                 |   |       |   | \$710.00  |
| Total Claims                 |   |               |   |                 |   |       |   |           |
| 32                           | - | 20            | = | 12              | x | 18.00 | = | \$216.00  |
| Independent Claims           |   |               |   |                 |   |       |   |           |
| 6                            | - | 3             | = | 3               | x | 80.00 | = | \$240.00  |
| MULTIPLE DEPENDENT CLAIM FEE |   |               |   |                 |   |       |   | \$0.00    |
| SURCHARGE                    |   |               |   |                 |   |       |   | \$130.00  |
| TOTAL FILING FEE             |   |               |   |                 |   |       |   | \$1296.00 |

Applicant believes that the submission of these papers complete the filing of all necessary papers and respectfully requests that the referenced application be passed along for examination.

Please charge any additional fees or credit any overpayment to Deposit Account

No. 13-2725.

Respectfully submitted,  
MERCHANT & GOULD



M. Todd Mitchem  
Reg. No. 40,731

Merchant & Gould, LLC  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
Telephone: 404.954.5100





## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER    |
|--------------------|---------------------|-----------------------|---------------------------|
| 09/788,317         | 02/16/2001          | Scott R. Shell        | 60001.0039US01/MS158350.1 |

CONFIRMATION NO. 7047

## FORMALITIES LETTER



\*OC000000006107963\*

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903

Date Mailed: 05/23/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$456.
  - \$216 for 12 total claims over 20.
  - \$240 for 3 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1296.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

07/27/2001 ZER6W1 00000107 09788317

710.00 OP  
216.00 OP  
240.00 OP  
130.00 OP

01 FC:101  
02 FC:103  
03 FC:102  
04 FC:105

09788317 072301

*A copy of this notice MUST be returned with the reply.*

AM

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

SCANNED, # 12